

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

EGYPT HOUSE,

Plaintiff,

v.

JOHN P. KELLEY, et al.,

Defendants.

CIVIL ACTION NO. 25-CV-10597

**DEFENDANT CHAIRMAN DEFRANCISCO'S MEMORANDUM IN  
OPPOSITION TO PLAINTIFF'S MOTION TO STAY**

This Court should deny Plaintiff's motion titled "Motion to Stay" (Dkt. 3), which is effectively a second motion for a preliminary injunction that asks this Court to "stay [the relevant proceedings] currently pending before the Appellate Tax Board . . . pending a hearing before this Court on [Plaintiff's] Motion for Preliminary Injunction." Motion to Stay, Dkt. 3 (Mar. 13, 2025). Even setting aside the jurisdictional reasons that injunctive relief against Chairman DeFrancisco is prohibited (which are detailed in Chairman DeFrancisco's opposition to Plaintiff's Motion for a Preliminary Injunction, *see* Dkt. 22), this motion is moot for two reasons: (1) the Court scheduled this motion to be heard concurrently with Plaintiff's Motion for a Preliminary Injunction (*see* Dkt. 9), so by the time this motion is resolved, there will have already been "a hearing before this Court on [Plaintiff's] Motion for Preliminary Injunction," Motion to Stay, Dkt. 3 (Mar. 13, 2025), and (2) the Appellate Tax Board temporarily stayed the inspection that is the subject of Plaintiff's Motion for a Preliminary Injunction (*see* Dkt. 22), so the relief Plaintiff requests in this Motion would have

no practical effect.

**CONCLUSION**

Plaintiff's Motion to Stay should be denied.

Respectfully submitted,

CHAIRMAN DEFRANCISCO,

By his attorneys:

ANDREA JOY CAMPBELL  
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April 4, 2025

**CERTIFICATE OF SERVICE**

I, Aaron Macris, hereby certify that that, on April 4, 2025, I caused this Memorandum in Opposition to be served through the Court's e-filing and service system to:

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Dated: April 4, 2025